

Patent  
267/089

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: )  
Douglas Frazier ) Group Art Unit: 3753  
Serial No.: 09/960,759 ) Examiner: George L. Walton  
Filed: September 21, 2001 )  
For: SPILL CONTAINMENT SYSTEM AND )  
METHOD )  
6-5-02

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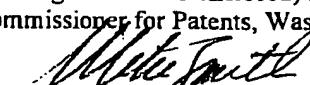
Sir:

Applicant, Expo Power Systems, Inc., a corporation formed under the laws of the State of California, is the owner of 100 percent interest in the instant application, having obtained an assignment from Douglas Frazier, the assignment of which is being separately recorded. Applicant hereby disclaims the terminal part of any patent granted on the above-identified application that would extend beyond the expiration date of U.S. Patent No. 6,308,728 B1, of which Applicant also owns 100 percent interest. Moreover, Applicant hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,308,728 B1, this agreement to run with any patent granted on the above-identified application and to be binding upon Applicant, and its successors or assigns.

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06/06/2002 LTH0001-00000001-182475-09960759  
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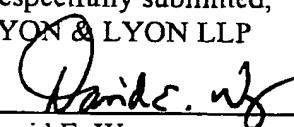
  
Mike Smith

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Applicant does not disclaim any terminal part of any patent granted on the above-identified application before the expiration date of the full statutory term of U.S. Patent No. 6,308,728 B1 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.312(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

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Dated: June 4, 2002

Respectfully submitted,  
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